

THE UNITED STATES PATENT AND TRADEMARK OFFICE

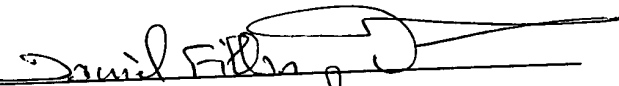
Patentee: Fillon Pichon Societe Anonyme
Patent No.: 5,800,057
Serial No.: 748,891
Issued: September 1, 1998
Filed: October 8, 1996
Title: DRIVING HEAD FOR STIRRER CANS

Assistant Commissioner for Patents
Washington, DC 20231

CONSENT OF ASSIGNEE AND OFFER TO SURRENDER

The undersigned, Fillon Pichon Societe Anonyme, being the assignee of all right, title and interest in and to the above-referenced U.S. Patent No. 5,800,057 by virtue of an assignment from Michel Lesimple to Fillon Pichon Societe Anonyme recorded on October 8, 1996, at Reel 008252, Frame 0928, hereby assents to the accompanying reissue application, and hereby offers to surrender said Patent 5,800,057 and further requests that Letters Patent be reissued to it upon the foregoing amended application.

Fillon Pichon Societe Anonyme

Date: 08/02/00 By: 
Name: FILLON, Daniel
Title: President

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patentee: Fillon Pichon Societe Anonyme Art Unit:
Patent No.: 5,800,057 Examiner:
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Commissioner for Patents
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DECLARATION PURSUANT TO 37 C.F.R. §1.175

I, Michel Lesimple, declare that I believe that I am the original and first inventor of the subject matter that is described and claimed in United States Patent No. 5,800,057 for which I solicit a reissue patent; that I have reviewed and understand the contents of the above identified reissue application, including its specification and claims; that I acknowledge the duty to disclose all information of which I am aware that is material to the examination of this reissue application in accordance with Title 37, Code of Federal Regulations (CFR), §1.56; that the aforesaid patent is partly inoperative by reason of claiming less than I had the right to claim in the patent; and that said inoperativeness is a result of error that arose inadvertently and without any deceptive intention.

The patent claims less than I had a right to claim, in that the specification of the issued patent discloses an invention that is broader than what is claimed. One error relied upon as the basis of this reissue application was that of originally filing claims directed to subject matter that was narrower than I had a right to claim. Claims 1, 11 and 12 are the independent claims in the patent. Claim 1 recites a driving head for a stirring can, the stirrer can comprising a rotatable plate having upwardly projecting fingers. Claim 11 recites a can with a spring. Claim 12 recites a cabinet for stirrer cans, the cabinet comprising a plurality of hollow shelves. The specification, on the other hand, more broadly describes the invention of systems for stirring paint and paint stirring heads including a downwardly extending inference arm that prevents rotation of a paint can by

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interfering with or engaging its cover. This error and any and all other errors being corrected in the reissue application arose without deceptive intention.

I hereby appoint the following attorneys and/or agents to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith:

John J. Gagel, Reg. No. 33,499
Gilbert H. Hennessey, Reg. No. 25,759
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I declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statement and the like so made punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of this application or any patents issued thereon.

Michel Lesimple

Michel Lesimple

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Date:

August, 10, 2000

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